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PETITION OF

COLUMBIA GAS OF VIRGINIA, INC.

CASE NO. PUE-2002-00070

For a Declaratory Judgment

HEARING EXAMINER'S RULING

May 17, 2002

On March 12, 2002, in response to a Petition for Declaratory Judgment filed by Columbia Gas of Virginia, Inc. ("CGV"), the Virginia Industrial Gas Users' Association ("VIGUA") filed an Answer, Cross-Petition for Declaratory Judgment, and Request for Hearing. By Hearing Examiner's Rulings dated April 3 and April 25, 2002, procedural schedules were established and a hearing date was set.

On May 13, 2002, VIGUA filed a Motion for Summary Judgment arguing that the issues in this case involve a legal determination based on admitted facts. On May 15, 2002, VIGUA filed a Motion to Continue All Procedural and Discovery Dates ("Motion to Continue") on the grounds that the filing of testimony and exhibits would be expensive and perhaps unnecessary if the Motion for Summary Judgment is granted. On May 16, 2002, Stand Energy Corporation, by counsel, filed a motion in support of VIGUA's Motion to Continue.

I find that VIGUA's Motion to Continue should be granted. Accordingly,

IT IS DIRECTED that the procedural schedules and July 11, 2002, hearing date established by Hearing Examiner's Rulings of April 3 and April 25, 2002, are hereby suspended pending further ruling.

Howard P. Anderson, Jr.
Hearing Examiner